

DBP 3/27



11TH FLOOR
901 NORTH GLEBE ROAD
Arlington, Virginia 22203-1808
UNITED STATES OF AMERICA

Nixon & Vanderhye P.C.
ATTORNEYS AT LAW

November 29, 2005

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Subject: **REQUEST FOR REFUND TO DEPOSIT ACCOUNT**
Deposit Account No. 14-1140
Statement Date: October 2005
Date Posted: 10/07
Seq: 1; Posting Ref Text: 09673106
Fee Code: 1401; (\$500.00)
Our Ref.: 677-18

To whom it may concern:

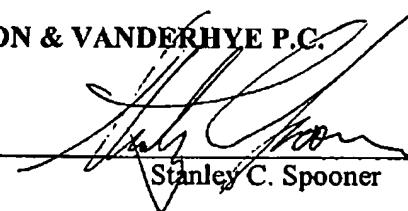
Regarding the Monthly Statement of Deposit Account dated October 2005, (copy attached), we believe there is a fee related error therein, which has resulted in a charge to our Deposit Account that appears to be unwarranted. Please refer to the following explanation and issue a refund as soon as possible.

On September 28, 2005, Applicant authorized the charge of \$250.00 (fee code 2401) to cover the *small entity* fee for filing a Notice of Appeal. A Verified Statement Claiming Small Entity Status was filed in this application on November 28, 2000. However, the PTO charged the *large entity* Notice of Appeal fee of \$500.00 to our Deposit Account on October 7, 2005.

Accordingly, please credit Deposit Account No. 14-1140 in the amount of \$250.00 (fee code 1401) to offset the incorrect charge.

Very truly yours,

NIXON & VANDERHYE P.C.

By: 

Stanley C. Spooner

SCS:kmm

1014409



United States
Patent and
Trademark Office



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Deposit Account Statement

Requested Statement Month:

October 2005

Deposit Account Number:

1411140

Name:

NIXON & VANDERHYE P.C.

Attention:

MICHELLE N. LESTER

Address:

901 NORTH GLEBE ROAD, 11TH FLOOR

City:

ARLINGTON

State:

VA

Zip:

22203-1808

Country:

UNITED STATES OF AMERICA

| DATE SEQ | POSTING REF TXT | ATTORNEY DOCKET NBR | FEE CODE | AMT | BAL |
|------------|------------------------|---------------------------|-------------|--------------|-------------|
| 10/03 9 | REPLENISHMENT | 9204 | | -\$10,000.00 | \$24,124.98 |
| 10/03 33 | 10538121 BH D 2101-19 | 1681 | | \$250.00 | \$23,874.98 |
| 10/03 448 | 11239137 LM | 608-465 | 1202 | \$550.00 | \$23,324.98 |
| 10/03 450 | 11239137 | 608-465 | 1203 | \$360.00 | \$22,964.98 |
| 10/04 2 | 10467316 SCS 124-1043 | 1401 | | \$500.00 | \$22,464.98 |
| 10/04 3 | P1111155 | 1463 | | \$200.00 | \$22,264.98 |
| 10/04 8 | P1111148 | 1463 | | \$200.00 | \$22,064.98 |
| 10/04 15 | 78547315 4317-6 DMG | 8521 | | \$40.00 | \$22,024.98 |
| 10/04 16 | 78544102 4317-7 DMG | 8522 | | \$25.00 | \$21,999.98 |
| 10/05 12 | 1757128 WFG 4379-4 | 8021 | | \$560.00 | \$21,439.98 |
| 10/05 27 | 1650461 4379-4 | 8521 | | \$40.00 | \$21,399.98 |
| 10/05 28 | 1650461 4379-4 | 8522 | | \$75.00 | \$21,324.98 |
| 10/05 30 | 1757128 4379-4 | 8021 | | \$560.00 | \$20,764.98 |
| 10/05 31 | 1650461 4379-4 | 8521 | | \$40.00 | \$20,724.98 |
| 10/05 32 | 1650461 4379-4 | 8522 | | \$75.00 | \$20,649.98 |
| 10/05 34 | 1650461 4379-4 | 8521 | | \$40.00 | \$20,609.98 |
| 10/05 34 | 1757128 4379-4 | 8021 | | \$560.00 | \$20,049.98 |
| 10/05 35 | 1650461 4379-4 | 8522 | | \$75.00 | \$19,974.98 |
| 10/05 44 | 5676648 240 9539-75 | 8031 | | \$680.00 | \$19,294.98 |
| 10/06 163 | 10786472 HW B 925-284 | 1252 | | \$450.00 | \$18,844.98 |
| 10/06 1794 | 78727782 240 4002-01 | 7001 | | \$575.00 | \$17,269.98 |
| 10/07 1 | 09673106 SCS 677-181 | 1401 | | \$500.00 | \$17,369.98 |
| 10/07 151 | 1339168 263 2 T P 7 | 8521 | | \$40.00 | \$17,329.98 |
| 10/07 832 | 78728398 DJ D 2674-121 | 7001 | | \$975.00 | \$16,354.98 |
| 10/07 844 | 78728405 DJ D 2674-124 | 7001 | | \$975.00 | \$15,379.98 |
| 10/07 857 | 78728414 DJ D 2674-125 | 7001 | | \$975.00 | \$14,404.98 |
| 10/07 875 | 78728423 DJ D 2674-126 | 7001 | | \$975.00 | \$13,429.98 |

was charged
\$500.00 should
be \$250.00

United States Patent and Trademark Office
- Sales Receipt -

10/07/2005 CBARNES1 00000001 141140 09673106

01 FC:1401 500.00 DA

Adjustment date: 12/29/2005 EEKUBAY1
10/07/2005 CBARNES1 00000001 141140 09673106
01 FC:1401 500.00 CR

12/29/2005 EEKUBAY1 00000010 141140 09673106

01 FC:2401 250.00 DA